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image *B-25-04* *AF*
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Timothy L. HOOPMAN et al.

Group Art Unit: 1722

Serial No.: 09/955,604

Examiner: Joseph Del Sole

Confirmation No.: 1214

Filed: 19 September 2001

Docket No.: 49933US032

Title: TOOLS TO MANUFACTURE ABRASIVE ARTICLES

Commissioner for Patents

Mail Stop Missing Parts

P.O. Box 1450

Alexandria, VA 22313-1450

We are transmitting the following documents along with this Transmittal Sheet (which is submitted in triplicate):

- ☒ An itemized return postcard.
☐ A Petition for Extension of Time for __ month(s) and a check in the amount of \$__ for the required fee.
☐ An Information Disclosure Statement (__ pgs); copies of __ applications; 1449 forms (__ pgs); and copies of __ documents cited on the 1449 forms.
☐ A check in the amount of \$__, for __.
☐ A certified copy of a __ application, Serial No. __, filed ____, the right of priority of which is claimed under 35 U.S.C. §119.
☒ Other: Communication Re: Receipt of Notice of Appeal to the Board of Patent Appeals and Interferences, Request for Oral Hearing, and Appellants' Brief on Appeal (2 pgs); Exhibit A (1 pg); Exhibit B (1 pg); Exhibit C (4 pgs); copies of Notice of Appeal to the Board of Patent Appeals and Interferences (1 pg); Request for Oral Hearing (37 C.F.R. §1.194(b)) (1 pg); and Appellants' Brief on Appeal (in triplicate) (15 pgs); and Appendices I-XVI (in triplicate) (459 pgs).
Amendment ☐ No Additional fee is required. ☐ The fee has been calculated as shown:

Fee Calculation for Claims Pending After Amendment					
	Pending Claims after Amendment (1)	Claims Paid for Earlier (2)	Number of Additional Claims (1-2)	Cost per Additional Claim	Additional Fees Required
Total Claims				x \$18 =	
Independent Claims				x \$86 =	
One or More New Multiple Dependent Claims Presented? If Yes, Add \$290 Here →					
Total Additional Claim Fees Required					

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895. Triplicate copies of this sheet are enclosed.

MUETING, RAASCH & GEBHARDT, P.A.

By: *Ann M. Mueeting*
Name: Ann M. Mueeting
Reg. No.: 33,977
Direct Dial: 612-305-1217
Facsimile: 612-305-1228

CERTIFICATE UNDER 37 CFR §1.10::

"Express Mail" mailing label number: EV 405 458 955 US

Date of Deposit: March *27*, 2004

I hereby certify that the Transmittal Letter and the paper(s) and/or fee(s), as described hereinabove, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Missing Parts, P.O. Box 1450, Alexandria, VA 22313-1450.

By: *Rachel Bagliardi-Gabau*

Name: *Rachel Bagliardi-Gabau*

(LARGE ENTITY TRANSMITTAL UNDER RULE 1.10)



PATENT
Docket No. 49933US032

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Timothy L. HOOPMAN et al.)	Group Art Unit: 1722
)	
Serial No.: 09/955,604)	Examiner: Joseph Del Sole
Confirmation No.: 1214)	
)	
Filed: 19 September 2001)	
)	
For: TOOLS TO MANUFACTURE ABRASIVE ARTICLES	

**COMMUNICATION RE: RECEIPT OF NOTICE OF APPEAL TO THE BOARD OF
PATENT APPEALS AND INTERFERENCES, REQUEST FOR ORAL HEARING, AND
APPELLANTS' BRIEF ON APPEAL**

Commissioner for Patents
Mail Stop Missing Parts
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

In response to the Examiner's inquiry regarding the status of the above-referenced patent application and pending abandonment, Applicants assert that a Notice of Appeal to the Board of Patent Appeals and Interferences, Request for Oral Hearing, and Appellants' Brief on Appeal were filed with the U.S. Patent and Trademark Office on 28 October 2003, and further evidenced by the Express Mail receipt (Exhibit A). For additional proof of receipt, Applicants have included a copy of the return receipt stamped postcard (Exhibit B), which is stamped by OIPE JC 109. Further, Applicants enclose a copy of the Deposit Account Statement (Exhibit C), which indicates that Deposit Account 13-4895 was charged in the amount of \$950.00 for the Notice of Appeal fee, Request for Oral Hearing fee, and Filing a Brief in support of an appeal fee on 31 October 2004. Per the Examiner's request, Applicants have included copies of the Notice of Appeal to the Board of Patent Appeals and Interferences, Request for Oral Hearing, and Appellants' Brief on Appeal (in triplicate) which were filed on 28 October 2003.

**COMMUNICATION RE: RECEIPT OF NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS
AND INTERFERENCES, REQUEST FOR ORAL HEARING, AND APPELLANTS' BRIEF ON APPEAL**

Applicant(s): Timothy L. HOOPMAN et al.

Serial No.: 09/955,604

Confirmation No.: 1214

Filed: 19 September 2001

For: TOOLS TO MANUFACTURE ABRASIVE ARTICLES

Page 2 of 2

The application should now be in condition for examination. Please direct any inquiries to the undersigned attorney.

CERTIFICATE UNDER 37 C.F.R. 1.10:

The undersigned hereby certifies that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated below and is addressed to the Commissioner for Patents, **Mail Stop Missing Parts**, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature: *Rachel Bagliardi Gebauer*
Name: Rachel Bagliardi Gebauer
"Express Mail" mailing label number:
EV 405 458 955 US
Date of Deposit: March 24, 2004

March 24, 2004
Date

AMM/rgg

Respectfully submitted for

Timothy L. HOOPMAN et al.

By
Mueting, Raasch & Gebhardt, P.A.
P.O. Box 581415
Minneapolis, MN 55458-1415
Telephone (612)305-1220
Facsimile (612)305-1228

By: *Ann M. Mueting*
Ann M. Mueting
Reg. No. 33,977
Direct Dial (612)305-1217

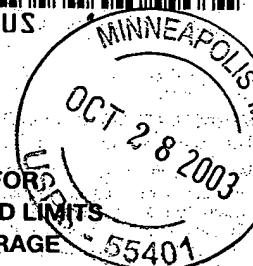


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AMM/rgg		

FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com



Exhibit A



Receipt is hereby acknowledged for the following in the U.S. Patent and Trademark Office:

Applicant(s): Timothy L. HOOPMAN et al.
Serial No.: 09/955,604
Confirmation No.: 1214
Filed: 19 September 2001
Title: TOOLS TO MANUFACTURE ABRASIVE ARTICLES

Enclosed: Notice of Appeal to the Board of Patent Appeals and Interferences (1 pg), Request for Oral Hearing (37 C.F.R. §1.194(b)) (1 pg), Appellants' Brief on Appeal (in triplicate) (15 pgs), Appendices I-XVI (in triplicate) (459 pgs), and transmittal document (in triplicate).

Deposit Account charged \$330 for Notice of Appeal fee; \$290 for Request for Oral Hearing fee; and \$330 for filing a Brief in support of an Appeal.

Mailed: October 28, 2003 via Express Mail (No. EV 073 687 174 US)
Docket: 49933US032 (M&R 100.49933018)

Stamp: OIPE JC109 OCT 28 2003 OFFICE

Stamp: (2)

Exhibit B



**United States
Patent and
Trademark Office**

Exhibit C

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Deposit Account Statement

Requested Statement Month: October 2003
Deposit Account Number: 134895
Name: MUETING RAASCH & GEBHARDT PA
Attention: ACCOUNTING
Address: P O BOX 581415
City: MINNEAPOLIS
State: MN
Zip: 55458-1415

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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